

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

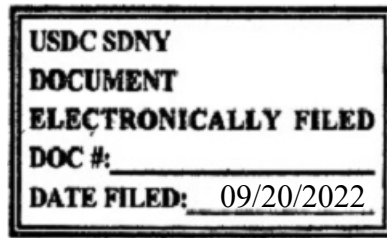
JOHANNA ROSARIO DIAZ,

Plaintiff,

-against-

COMMISSIONER OF SOCIAL  
SECURITY,

Defendant.



20-CV-10020 (BCM)

**ORDER**

**BARBARA MOSES, United States Magistrate Judge**

Plaintiff Johanna Rosario filed this action pursuant to § 205(g) of the Social Security Act, 42 U.S.C. § 405(g), seeking judicial review of a final decision of the Commissioner of Social Security denying her applications for disability insurance benefits and supplemental security income. The case is before me for all purposes pursuant to 28 U.S.C. § 636(c).

The Court has carefully reviewed the record, the briefs, and applicable law, heard oral argument from the parties on September 20, 2022, announced its decision on the record at the conclusion of the argument (the Oral Decision), and directed the parties to order a copy of the transcript and split the costs.

For the reasons detailed in the Oral Decision, the Court has determined that the Commissioner failed adequately to develop the record regarding plaintiff's mental impairments. Therefore, the Commissioner's motion for judgment on the pleadings (Dkt. 18) is DENIED and the case is REMANDED, pursuant to 42 U.S.C. § 405(g), for further proceedings consistent with the Oral Decision.

The Clerk of Court is respectfully directed to close the case.

Dated: New York, New York  
September 20, 2022

**SO ORDERED.**

A handwritten signature in blue ink, appearing to read "Barbara Moses".

**BARBARA MOSES**  
United States Magistrate Judge